



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

**Phil Kaplan, Treasurer
BASF Corporation Employees PAC
100 Campus Drive
Florham Park, NJ 07932**

DEC 23 2009

RE: MUR 6206

Dear Mr. Kaplan:

On July 22, 2009, the Federal Election Commission notified you of a complaint alleging that BASF Corporation Employees PAC had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

On December 15, 2009, the Commission considered the complaint, but was equally divided on whether to find reason to believe BASF Corporation violated 2 U.S.C. § 441b(b)(6) and 11 CFR § 114.5(k). In addition, the Commission was equally divided on whether to dismiss the matter. Accordingly, on December 15, 2009, the Commission closed its file in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). One or more Statements of Reasons explaining the Commission's decision will follow.

If you have any questions, please contact Phillip Olaya, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark D. Shonkwiler", with a long horizontal flourish extending to the right.

**Mark D. Shonkwiler
Assistant General Counsel**

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